

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of  
Engelhardt et al.  
Application No. 08/486,069  
Filed: June 7, 1995  
Atty Docket No. ENZ-  
5(D8)(C2)

OFFICE OF PETITIONS  
Ms. Nancy Johnson  
Senior Petitions Attorney

**MAIL STOP PETITION**  
Commissioner for Patents  
P.O. Box 1450

**REQUEST TO VACATE ORDER TO SHOW CAUSE WHY DECISION  
REVIVING THIS APPLICATION SHOULD NOT BE VACATED**

Sir:

This is a Request to Vacate the Order to Show Cause Why Decisions Reviving Applications Should Not Be Vacated ("Order") issued in the above-captioned application. A Request to Expedite the treatment of this petition and a Petition to Expunge are being submitted separately.

Petitioner respectfully urges that no fees are due because the Show Cause Order was improperly issued. Nevertheless, should the USPTO determine that any fees are required to have the Order vacated, including any extension of time fees, the USPTO is authorized to charge Deposit Account No. 50-2929, making reference to Docket Number J10008.

06/09/2009 LDIEP1 00000004 502929 00486069  
01 FC:1462 400.00 DA  
02 FC:1253 1110.00 DA

D. Conclusion

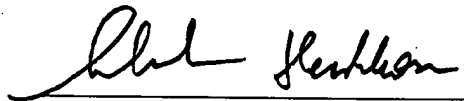
In view of the above remarks, early notification of a favorable consideration is respectfully requested.

Respectfully submitted,

HERSHKOVITZ & ASSOCIATES, LLC

Dated: November 11, 2008

By:



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